



BANNER & WITCOFF, LTD.
INTELLECTUAL PROPERTY LAW

10 SOUTH WACKER DRIVE, SUITE 3000
CHICAGO, ILLINOIS 60606

TEL: 312.463.5000
FAX: 312.463.5001
www.bannerwitcoff.com

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:	RECEIVED CENTRAL FAX CENTER
U.S. Patent And Trademark Office Mail Stop: AMENDMENT	Binal J. Patel	MAR 22 2006
COMPANY:	DATE:	
	March 22, 2006	
FAX NO.:	TOTAL NO. OF PAGES: (including cover sheet)	
571-273-8300	17	
YOUR REFERENCE NO.:	OUR REFERENCE (C/M) NO.:	
	011738.84217	

RE: Filing of Amendment for U.S. Serial No. 10/002,328
Entitled: Method and Apparatus for Programming an Implantable Medical Device
Inventors: Malek, et al.
Our Case No. 011738.84217

If you do not receive all page(s) or have any problems receiving this transmission, please call:

NAME:	PHONE:
Kathy Kessling	312-463-5505

COMMENTS:

BEST AVAILABLE COPY

Important/Confidential: This message is intended only for the use of the individual or entity to whom it is addressed. This message contains information from the law firm of Banner & Witcoff, Ltd. which may be privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, retention, archiving, or copying of the communication is strictly prohibited. If you have received this communication in error, please notify us immediately at our telephone number listed above. We will be happy to arrange for the return of this message to our offices at no cost to you.

CHICAGO

WASHINGTON, D.C.

BOSTON

PORLAND, OR

PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages In This Submission

Application Number

10/002,328

Filing Date

November 1, 2001

First Named Inventor

Malek, et al.

RECEIVED

CENTRAL FAX CENTER

Art Unit

3762

Examiner Name

Scott M. Getzow

MAR 22 2006

Attorney Docket Number

011738.84217

ENCLOSURES (check all that apply)

 Fee Transmittal Form Drawing(s) After Allowance Communication to TC Fee Attached Licensing-related Papers Appeal Communication to Board

of Appeals and Interferences

 Amendment / Reply Petition Appeal Communication to TC

(Appeal Notice, Brief, Reply Brief)

 After Final Petition to Convert to a
Provisional Application Proprietary Information Affidavits/declaration(s) Power of Attorney, Revocation
Change of Correspondence Address Status Letter Extension of Time Request Terminal Disclaimer Other Enclosure(s)
(please identify below): Express Abandonment Request Request for Refund Fax cover sheet Information Disclosure Statement CD, Number of CD(s) _____ Landscape Table on CD

Remarks The Commissioner is authorized to charge any fees in connection
with this correspondence to Deposit Account No. 19-0733. A duplicate of this sheet
is enclosed.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm

Banner & Witcoff, LTD.

Signature



Printed Name

Binal J. Patel

Date

March 22, 2006

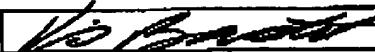
Reg.
No.

42,065

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature



Date

3-22-06

Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

BEST AVAILABLE COPY

PTO/SB/21 (08-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM		Application Number	10/002,328
		Filing Date	November 1, 2001
		First Named Inventor	Malek, et al.
		Art Unit	3762
		Examiner Name	Scott M. Getzow
Total Number of Pages In This Submission		Attorney Docket Number	011738.84217

RECEIVED
CENTRAL FAX CENTER
MAR 22 2006

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fax cover sheet
Remarks The Commissioner is authorized to charge any fees in connection with this correspondence to Deposit Account No. 19-0733. A duplicate of this sheet is enclosed.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm	Banner & Witcoff, LTD.	
Signature		
Printed Name	Binal J. Patel	
Date	March 22, 2006	Reg. No. 42,065

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature	
Typed or printed name	Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer/U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

BEST AVAILABLE COPY

Response filed March 22, 2006
Response to Office Action mailed December 22, 2005

Application No. 10/002,328

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 011738.84217)

In re U.S. Patent Application of Malek *et al.*)
Application No. 10/002,328)
Filed: November 1, 2001)
For: Method and Apparatus for)
Programming an Implantable Medical)
Device)

RECEIVED
CENTRAL FAX CENTER
MAR 22 2006

AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

This paper is responsive to the Office Action dated December 22, 2005. The Office Action set a three-month period for response, thus making this paper due on or before **March 22, 2006**. The Commissioner is hereby authorized to charge any additional fees or credit any overpayment of fee to Deposit Account No. 19-0733.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.